

SENNIGER POWERS

One Metropolitan Square
16th Floor
St. Louis, Missouri 63102
Telephone (314) 231-5400
Facsimile (314) 231-4342

FACSIMILE TRANSMITTAL COVER SHEET

DATE: January 12, 2005 **SPLR FILE #:** SMX 2017.2 **SENT BY:** skd

FACSIMILE NUMBER BEING CALLED: 703-746-9195

PLEASE DELIVER THE FOLLOWING PAGES TO:

NAME: Office of Initial Patent Examination's Filing Receipt Corrections

THIS FACSIMILE IS BEING SENT BY:

NAME: Derick E. Allen

NUMBER OF PAGES: 5 **INCLUDING COVER SHEET**

TIME SENT: 3:30 **OPERATOR'S NAME:** Sandra Dean

COMMENT(S)/NOTE(S):

This facsimile contains CONFIDENTIAL INFORMATION WHICH ALSO MAY BE LEGALLY PRIVILEGED and which is intended only for the use of the Addressee(s) named above. If you are not the intended recipient of this facsimile, or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any use, dissemination, distribution or copying of this facsimile is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone and return the original facsimile to us at the above address via the U.S. Postal Service. Thank you.

IF YOU DO NOT RECEIVE ALL PAGES CLEARLY, CALL BACK AS SOON AS POSSIBLE. CONFIRMING NUMBER: (314) 231-5400.

**SENNIGER
POWERS**ATTORNEYS
AT LAWPATENTS
TRADEMARKSLITIGATION
COPYRIGHTSTECHNOLOGY
ANTITRUSTONE METROPOLITAN SQUARE
15TH FLOOR
ST. LOUIS, MISSOURI 63102314-231-5400 v
314-231-4342 f

SENNIGER.COM

DERICK E. ALLEN
DALLEN@SENNIGER.COM

January 12, 2005

Application of Martin Devenney Art Unit 1746
Serial No. 10/849,291
Filed May 19, 2004
Confirmation No. 5607
For PLATINUM-INDIUM-IRON/TUNGSTEN/MANGANESE FUEL CELL
ELECTROCATALYST
Attorney Docket (H103-1188-US02)(2002-094R) SMX 2017.2

Office of Initial Patent Examination's
Customer Service Center
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

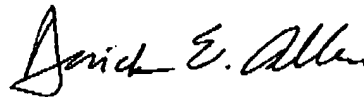
We have received the filing receipt in the above-referenced U.S. patent application.

The receipt shows that the patent application is assigned to Symyx Technologies, Inc., Honda Giken Kogyo Kabushiki Kaisha, and MEMC Electronic Materials, Inc. However, the correct information should be Symyx Technologies, Inc. and Honda Giken Kogyo Kabushiki Kaisha.

A copy of the Filing Receipt with the changes noted thereon is enclosed herewith.

Please send us a corrected filing receipt.

Respectfully submitted,



Derick E. Allen, Reg. No. 43,468

DEA/skd
*Enclosure

Page 1 of 3
RECEIVED

NOV 15 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPL NO. | FILING OR 371 (c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|-------------|---------------------------|----------|---------------|----------------------------|----------|----------|----------|
| ✓10/849,291 | ✓05/19/2004 | ✓1746 | 1338 | ✓(H103-1188-US02) (2002-09 | ✓3 | 30 | 6 |

✓CONFIRMATION NO. 5607

000321
SENNIGER POWERS LEAVITT AND ROEDEL
ONE METROPOLITAN SQUARE
16TH FLOOR
ST LOUIS, MO 63102

UPDATED FILING RECEIPT

OC000000014330989

Date Mailed: 11/10/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Martin Devenney, Mountain View, CA;
Alexander Gorer, San Jose, CA;
Peter Strasser, Mountain View, CA;
Ting He, Dublin, OH;
Hiroyuki Oyanagi, Utsunomiya-shi, JAPAN;
Daniel M. Giaquinta, Mountain View, CA;
Qun Fan, Fremont, CA;
Konstantinos Chondroudis, Sunnyvale, CA;

Assignment For Published Patent Application

Symyx Technologies, Inc.
Honda Giken Kogyo Kabushiki Kaisha
MEMC Electronic Materials, Inc.

please delete

Power of Attorney:

John Roedel JR.-25914
Michael Godar-28416
Edward Hejlek-31525
Ronald Krasnow-33321
Vincent M. Keil-36838

Paul Stone-38628
Timothy Porter-41258
Derick Allen-43468
Brian Klein-44837
James Ackley-45695

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/473,565 05/27/2003 ~

Foreign Applications

If Required, Foreign Filing License Granted: 07/16/2004

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/849,291**

Projected Publication Date: 02/17/2005

Non-Publication Request: No

Early Publication Request: No

Title

Platinum-indium-iron/tungsten/manganese fuel cell electrocatalyst ✓

Preliminary Class

429

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations, especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy

order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).